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REMARKS

The application has been reviewed in light of the Office Action dated March 7, 2007. Claims 1-64 were pending. By this Amendment, claims 1 and 14 have been canceled, without prejudice or disclaimer, claims 11-13, 25-27, 55-57, 64 and 65 have been amended by rewriting them in independent form, claims 15, 29, 43-61 have been amended to clarify the claimed subject matter, claims 2, 3, 62 and 63 have been amended to depend from claim 11, and claims 4-10, 30, 31, 35, have been amended to depend from claim 64. Accordingly, claims 2-13 and 15-65 are now pending, with claims 11-13, 15, 25-27, 29, 43-45, 55-57, 64 and 65 being in independent form.

Claims 45-61 were rejected under 35 U.S.C. §101, as directed to non-statutory subject matter. By this Amendment, claims 45-61 have been amended to clarify the claimed subject matter. Withdrawal of the rejection under 35 U.S.C. §101 is requested.

Claims 1-10, 15-24, 28-54 and 58-64 were rejected under 35 U.S.C. § 103(a) as purportedly unpatentable over U.S. Patent No. 6,622,174 to Ukita et al. in view of U.S. Patent No. 6,601,037 to Kolls et al. The Office Action indicated that claims 11-13, 25-27, 55-57, 64 and 65 were objected to as being dependent upon a rejected base claim but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

By this Amendment, claims 11-13, 25-27, 55-57, 64 and 65 have been amended by rewriting them in independent form, and therefore they are believed to be allowable. Claims 2, 3, 62 and 63 which have been amended to depend from claim 11 are submitted to be allowable at least for the same reasons that claim 11 is submitted to be allowable. Claims 4-10, 30, 31, 35, 38

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and 39 which depend from claim 64 are submitted to be allowable at least for the same reasons that claim 64 is submitted to be allowable.

Further, independent claims 15, 29 and 43-45, which have been amended to include the feature that the advertisement information is displayed on a display device of the facsimile apparatus when an operator sensor detects that an operator is at or near said facsimile apparatus, are submitted to be allowable for reasons similar to those that render claim 64 allowable. Claims 16-24, 28, 32, 36 and 40 depend from claim 15, claims 33, 34, 37, 41 and 42 depend from claim 29, and claims 46-54 and 58-61 depend from claim 45, and therefore they are submitted to be allowable as well.

In addition, it is submitted that several other features recited in the claims are neither taught nor suggested by the cited art.

For example, the cited art does not teach or suggest composes the advertisement information with a communication control report, as provided by the subject matter of claim 7 (as well as claims 21 and 51).

Ukita, column 34, lines 24-34, which was cited in the Office Action, merely proposes that the fact that the mail includes only text or only image is added to the reception log, and says nothing about composing advertisement information information with the log.

In addition, the cited art does not teach or suggest transmitting the advertisement information by electronic mail to a previously set address at a constant time interval.

Ukita, column 8, lines 24-27, which was cited in the Office Action, merely proposes that the terminals are portable and can connect to a server to obtain information services regardless of time or place, and does not say anything about transmitting advertisement information by

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electronic mail.

In view of the amendments to the claims and remarks hereinabove, Applicant submits that the application is now in condition for allowance. Accordingly, Applicant earnestly solicits the allowance of the application.

If a petition for an extension of time is required to make this response timely, this paper should be considered to be such a petition. The Patent Office is hereby authorized to charge any fees that are required in connection with this amendment and to credit any overpayment to our Deposit Account No. 03-3125.

If a telephone interview could advance the prosecution of this application, the Examiner is respectfully requested to call the undersigned attorney.

Respectfully submitted,


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